

U.S. Dist. Court  
District of New Jersey

RECEIVED

MAY 20 2022

AT 8:30 \_\_\_\_\_ M  
WILLIAM T. WALSH, CLERK

Complaint  
Jury Trial ☒ Yes ☐ No

Anthony Fontanez  
Plaintiffs

- Against -

Commissioner Victoria L. Kuhn  
S.W.S.P. Administrator AL Solanik  
S.W.S.P. Administrator Anthony Degner  
S.W.S.P. S.I.D. Donald Tobolski  
S.W.S.P. Correctional Police Lt. M. Poloff  
S.W.S.P. Correctional Police Sgt. P. Betancourt  
S.W.S.P. Correctional Police Sgt. C. Muessig  
S.W.S.P. Senior Correctional Police G. Carson  
S.W.S.P. Senior Correctional Police S. Brubst  
S.W.S.P. Senior Correctional Police W. Gaskill  
S.W.S.P. Senior Correctional Police K. McMahon

S.W.S.P. Senior Correctional Police M. VanKline  
S.W.S.P. Senior Correctional Police N. Goswick  
S.W.S.P. Senior Correctional Police A. Sorrell  
S.W.S.P. Senior Correctional Police J. Morales  
S.W.S.P. Medical Dept. R.N. Hogans  
S.W.S.P. Medical Dept. R.N. T. Andino  
S.W.S.P. Mental health K. Liborio  
S.W.S.P. Mental health Dr. F. Massumare  
Individually And in their  
official capacities  
Defendants

I. Parties in this complaint

A.

1. Plaintiff Name: Anthony Fontanez  
street Address: 1100 Wood Bridge Rd.  
County, City: middlesex; Raritan  
STATE: Zipcode: New Jersey 07065  
Telephone Number: (732)-499-5010

2. B Defendant no. 1

NAME: Commissioner Victoria L. Kuhn  
Street Address: STATE of New Jersey  
Dept. of Corrections Whittlessey Rd  
P.O. Box 863  
County, City, Mercer; Trenton  
State and zip code; New Jersey 08625-0863

3. Defendant No. 2 NAME: Southwood  
State Prison Administrator AL Solanik  
Street Address: 215 South Burlington Rd  
County, City: Cumberland; Bridgeton  
State and zip code; New Jersey 08302

4. Defendant No. 3 NAME: Southwood  
State Prison Administrator Anthony Degner  
Street Address: 215 South Burlington Rd  
County, City: Cumberland; Bridgeton  
State and zip code; New Jersey 08302

5. Defendant No. 4. name: Southwood STATE  
Prison S.I.D. Ronald Tolbolski  
Street Address: 215 South Burlington Rd.-

County, City; Cumberland; Bridgeton  
State and Zip code: New Jersey 08302

6. Defendant no. 5. name: Southwood  
State Prison Correctional Police Lt.  
M. Poloff

Street Address: 215 South Burlington Rd.  
County, City: Cumberland; Bridgeton  
State and Zip code: New Jersey 08302

7. Defendant no. 6. name: Southwood  
State Prison Correctional Police Sgt.  
P. Betoncourt

Street Address: 215 South Burlington Rd.  
County, City; Cumberland; Bridgeton  
State and zip code; New Jersey 08302

8. Defendant no. 7. name: Southwood  
State Prison Correctional Police Sgt.  
C. Muessig

Street address: 215 South Burlington Rd.  
County, City; Cumberland; Bridgeton

State And zip code; New Jersey 08302

9. Defendant no. 8 name: Southwood  
State Prison Senior Correctional Police  
G. Conson  
Street Address: 215 South Burlington Rd.  
State And zip code; New Jersey 08302
10. Defendant no. 9 name: Southwood  
State Prison Senior Correctional Police  
S. Brobst  
Street Address: 215 South Burlington Rd.  
County; City: Cumberland; Bridgeton  
State And zip code; New Jersey 08302
11. Defendant no. 10 name: Southwood  
State Prison Senior Correctional Police  
W. Gaskill  
Street Address: 215 South Burlington Rd.  
County; City: Cumberland; Bridgeton  
State And zip code: New Jersey 08302



12. Defendant no. 11 name: Southwood  
State Prison Senior Correctional  
Police K. McMahon  
Street Address: 215 South Burlington  
Rd.  
County; City; Cumberland; Bridgeton  
State and zip code: New Jersey 08302
13. Defendant no. 12 name: Southwood  
State Prison Senior Correctional  
Police M. VanKline  
Street Address: 215 South Burlington  
Rd.  
County; City; Cumberland; Bridgeton  
State and zip code: New Jersey 08302
14. Defendant no. 13 name: Southwood  
State Prison Senior Correctional  
Police N. Gaskill  
Street Address: 215 South Burlington Rd.  
County; City; Cumberland; Bridgeton  
State and zip code: New Jersey 08302

15. Defendant no. 14 name: South Wood  
State Prison Senior Correctional Police  
A. Sorrell

Street Address: 215 South Burlington Rd.  
County: Cumberland; Bridgeton  
State: New Jersey Zip Code: 07065

16. Defendant no. 15 name: South Wood  
State Prison Senior Correctional  
Police J. Morales

Street Address: 215 South Burlington Rd.  
County: Cumberland; Bridgeton  
State: New Jersey Zip Code: 07065

17. Defendant no. 16 name: South Wood  
State Prison medical Dept. R.N.  
— Hagan

Street Address: 215 South Burlington Rd.  
County: Cumberland; Bridgeton  
State: New Jersey Zip Code: 07065

18. Defendant no. 17 name: South Wood-

State Prison medical Dept R.N.  
T. Andino  
Street Address: 215 South Burlington Rd.  
County; City; Cumberland; Bridgeton  
State; Zipcode: New Jersey 07065

19. Defendant no. 18 name: South Wood  
State Prison mental health Dept.  
K. Liborio  
Street Address: 215 South Burlington Rd.  
County; City; Cumberland; Bridgeton  
State; Zipcode: New Jersey 07065

20. Defendant No. 19. name: South Wood  
State Prison mental health Dept.  
Dr. F. Massumave  
Street Address: 215 South Burlington Rd.  
County; City; Cumberland; Bridgeton  
State; Zipcode; New Jersey 07065

21. II. Basic for Jurisdiction



22. A. What is the basic for Federal jurisdiction?

23. ☒ Federal Question of Citizenship

24. B. If the basic for jurisdiction is Federal Question, what Federal Constitutional, statutory or treaty right at issue

25. Defendant No. 1: Commissioner Victoria L. Kuhn violated Plaintiff Eight Amendment: A.D.A. (America Disability Act) not enforcing Policy to defendant's at S.W.S.P. in treating Plaintiff for mental health after excessive force was place on him, following up with S.W.S.P. making sure the A.D.A. Policy and procedure is carry out on inmates -

And Plaintiff, deliberate indifference to a serious medical need, denying Plaintiff appropriate medical and psychological mental health service after excessive force on him. Cruel and unusual punishment placing Plaintiff in a dry cell, taking all his clothes, not document this has happen, humiliation after excessive force, allowing defendant's to fabricate evidence to gain a sham investigation for S.I.D. Ronald Tolbolski to get a Affidavit for Proper cause for charges on Plaintiff in criminal court under AC:12-1B (5)(H) where no video or camera's exist on I-house 2-Foyer to support charge of assault on defendant Steven Brobst #6083, denying Plaintiff safety by not enforcing Policy on defendant's at Southwood State Prison by

providing cameras on I-house  
2 - Foyer to prevent excessive  
force on Plaintiff or other inmates

26. Defendant no. 1: Commissioner  
Victoria L. Kuhn violated Plaintiff  
Fourteenth Amendment: Denied Equal  
Treatment of law inmates similar  
situated like him in receiving  
proper treatment by defendants that  
doesn't offends the Constitutional.

27. Defendants no. 2 and 3: South Wood  
State Prison Administrator's AL -  
Solonik and Anthony Degner  
violated Plaintiff First Amendment:  
Retaliation for Freedom of Speech  
And Freedom of Expression in his  
confinement at South Wood State  
Prison which lead to excessive  
force on him

28. Defendants No. 2 and 3: South  
Wood State Prison Administrator(s),  
AL Solonik and Anthony Degner  
violated Plaintiff EIGHT Amendment:  
Cruel and unusual punishment for  
allowing S.I.D. Ronald Tobolski  
conduct a sham investigation of  
excessive force done on Plaintiff by  
officers K. McMahan, W. Gaskill,  
S. Brobst, G. Corson, Sgt. C. Muessig,  
Sgt. P. Betancourt and Lt. M. Poloff.  
Failure to place cameras around  
I-house 2-Foyer where excessive  
force took place, and/or known  
to cover up past or present excess-  
ive force in that area where no  
video would be seen, Place Plain-  
tiff in a dry cell without any  
clothes on to humiliate after  
excessive force, deliberate in-  
difference to a serious medical  
need after excessive force done-

to him, denied proper medical Attention by R.N. Hogans, R.N. T. Andino, denied proper mental health service under A. D. A. by K. Liborio And Dr. F. Massumane.

29 Defendants no. 2 and 3: Southwood State Prison Administrator(s) AL-Solcnik and Anthony Deguer violated Plaintiff Fourteenth Amendment: Denied Equal Protection of the law inmates similar situated like him in receiving proper medical Attention, mental health service under A. D. A. And safety while housed at Southwood State Prison.

30. Defendant no. 4: Southwood State Prison S. I. D. Ronald Tolbolski violated Plaintiff First Amendment: Retalation for Freedom of Speech-



Freedom of Expression without  
threat safety and security of  
Southwood State Prison.

31. Defendant no. 4: Southwood State  
Prison S.I.D. Ronald Tolbolski  
violated Plaintiff Eight Amendment.  
Cruel and unusual punishment for  
conducting a sham, fabricated  
investigation in excessive force  
by officers K. McMahon, W. Gaskill,  
S. Brobst, G. Carson, Sgt. C. Mvessig,  
Sgt. P. Betancourt, And Lt. M. Poloff,  
filing criminal charges on Plain-  
tiff for assault knowing no video  
exist of incident or camera's in  
area of I-house 2 Foyer to prevent  
excessive force by officers, on  
inmates or Plaintiff, denied to  
investigate A deliberate indifference  
serious medical need After assault,  
proper procedure for mental health-

service under A.D.A. After excessive force done by officers in this complaint and order Plaintiff to be in a dry cell, strip search, to humiliate and/or denied to file any complaints.

32. Defendant no. 4: Southwood State Prison S.I.D. Ronald Tolbolski violated Plaintiff Fourteenth Amendment: Denied Equal Protection of the law in makes similar situated like him in providing safety, proper investigation of excessive force, medical and mental health treatment under A.D.A.

33. Defendant's no. 5, 6, And 7: Southwood State Prison Correctional Police Lt. M. Poloff, Sgt. P. Betancourt and Sgt. B. Carson violated Plaintiff First Amendment: Retaliation in his-

Confinement at Southwood State Prison for Freedom of Speech that lead to excessive force on him

34. Defendant's No. 5, 6, and 7: Southwood State Prison Correctional Police Lt. M. Poloff, Sgt. P. Betancourt and Sgt. C. Mwessig violated Plaintiff Eight Amendment:  
Cruel And Unusual Punishment  
Fabricating a incident report that Plaintiff assaulted officer Steven Brobst #6083 on I House 2 Foyer Area where no camera's is located or video showing alledged assault, order Plaintiff to be housed in a dry cell, strip search to humiliate, deliberate indifference to a serious medical need in providing proper medical attention After excessive force And denied proper mental health Treatment under A.D.A. -

Providing false statements to S. I. D. Ronald Tolbolski to gain a criminal warrant complaint under 2C:12-1B(5)(H) for assault on officer Steven Brobst where no video exist of assault.

35. Defendant's no. 5, 6, and 7: Southwood State Prison Correctional Police Lt. M. Poloff, Sgt. P. Betencourt And Sgt. C. Muessing violated Plaintiff ~~Faithenth Amadmat~~: Denied equal protection of the law inmates similar situated like him in providing safety, proper investigation of excessive force, medical and mental health Treatment under A. D. A.

36. Defendant's no. 8, 9, 10, 11, 12, 13, 14 and 15: Southwood State Prison Senior Correctional Police G. Corson, S. Brobst, W. Gaskill, K. McMahon-

M. Van Kline, N. Gaswick, A. Sorrell, and J. Morales violated Plaintiff First Amendment: Retaliation for Freedom of Speech, Freedom of Expression About his confinement that lead to excessive force causing injuries on him.

37. Defendants no. 8, 9, 10, 11, 12, 13, 14 and 15: Southwood STATE Prison Senior Correctional Police G. Carson, S. Brobst, W. Gaskill, K. McMahan, M. Van Kline, N. Gaswick, A. Sorrell and J. Morales violated Plaintiff Eight Amendment: Cruel and unusual punishment for Freedom of Speech lead to excessive force on I-House 2 Foyer where no camera's would provide video, Fabricated a conduct report that Plaintiff assaulted Steven Brobst to cover up the excessive force -



done on Plaintiff, providing false statements to S. I. D. Ronald Tolbolski to file Affidavit of Probable Cause to get a criminal complaint in N. J. State Court under 2C:12-1B(5)(H), Place in a dry cell, strip search to be humiliate After excessive force done on him, in concert with medical and mental health to deliberate indifference to a serious medical needs for his injuries of excessive force, deny him proper treatment and mental health service under A. D. A.

38 Defendants no. 8, 9, 10, 11, 12, 13, 14 and 15: South Wood State Prison Senior Correctional Police G. Corson, S. Brobst, W. Gaskill, K. Mc Mahen, M. Van Kline, N. Gaswick, A. Sorrell and J. Morales violated Plaintiff ~~Fourteenth Amendment~~ Denied Equal Treatment.

or Protection of the law inmates similar situated like Plaintiff in providing safety, proper medical care and mental health Treatment under A.D.A.

39. Defendants no. 16 And 17: Southwood State Prison medical Department R.N. — Hoggins And R.N. T. Andino violated Plaintiff's Eight Amendment: Cruel and unusual punishment by being in concert with defendants (Correctional Police or Senior Correctional Police) to follow proper procedure of excessive force done on him by defendants and deliberate indifference to a serious medical need by denying Plaintiff medical care, leaving it up to Senior Correctional Police or Correctional Police to provide Plaintiff medical help after excessive force was place on Plaintiff.

40. Defendant's no. 16 and 17: South -  
wood State Prison Medical Dept.  
R.N. — and R.N. T. Andino  
violated Plaintiff Fourteenth  
Amendment: Denied Equal  
Protection of the law or Treatment  
inmates similar situated like  
him in providing adequate  
proper procedure for medical  
care after excessive force
41. Defendant's no. 18 and 19: South -  
wood State Prison mental health  
provider K. Liborio and mental  
health Dr. F. Massumave violated  
Plaintiff Eighth Amendment: Cruel  
and unusual punishment not  
following policy and procedure  
knowing Plaintiff suffer from a  
mental disorder After excessive  
force was place upon him prior  
to defendant's fabricating evidence

of a assault that took place on I-house 2-Foxer area where no visible vides or camera's present to back up defendant's version what happen, allowing defendant's Senior Correctional Police, S.I.D. Sgt. Lt. and Administration all in concert with each other to fabricate what happen, make decision pertain to Plaintiff mental health when they are not train mental health care provider, deliberate indifference to Plaintiff mental health crisis and failure to administer proper care after excessive force was done on him.

42. C. If the basis for jurisdiction is Diversity of Citizenship, what is the state of citizenship of each party?

43 Plaintiff(s) state(s) of citizenship:  
Federal Question - under 28 U.S.C.  
§ 1331, a case involving the U.S.  
Constitution or Federal laws or  
treaties is a Federal Question  
Case

44 Defendant(s) state(s) of citizenship:  
same as Plaintiff(s)

45. III STATEMENT OF FACTS

46. A. Where did the Events giving  
rise to ~~the~~ claim(s) occur?  
Southwood STATE Prison  
215 South Burlington Rd,  
Bridgeton, New Jersey 08302  
(Facility 1 - House 2 - 1 left Poyer).



47. B. What date and approximate time did the events giving rise to your claim(s) occur?

October 7, 2020 6:06 p.m. Facility 1-House 2-1 left Foyer. - December 3, 2020.

48. C. Facts:

On or About October 7, 2020 Plaintiff housed at South Wood State Prison.

49 Plaintiff was sanctioned on a prior conduct and given extra duty of 4 hours to clean.

50. On or About October 7, 2020 Plaintiff begin his extra duty of cleaning on H-2-1 Foyer Area mopping the Floors and placing wet signs down for safety.

51. On or about October 7, 2020 6:00p.m. Senior Correctional Police officer K. McMahon was overseeing Plaintiff perform his extra duty assignment in the H2-1 Foyer Area.
52. Plaintiff encounter Senior Correctional Police officer Steven Brobst passing through the H2-1 Foyer area.
53. Senior Correctional Police officer Steven Brobst observed a wet floor sign that he claim was obstructing the doorway And order Plaintiff in a unprofessional manner to remove it.
54. Plaintiff attempt to move the wet floor sign when Senior Correctional Officer Steven Brobst agitated him and stated "You have NO Business over here at all."

55. Instead of SCPO Steven Brobst removing the sign, he order the Plaintiff in a Aggressive manner to place his hands on the wall to a do pat search.
56. Plaintiff comply, SCPO Steven Brobst then Accuse Plaintiff of assault him with his shoulders.
57. SCPO Steven Brobst then use excessive Force by performing a leg sweep on Plaintiff, not consist with his training.
58. SCPO Steven Brobst then struck Plaintiff with close fist to his face, body and knees.
59. CPL Michael Poloff then was notify who called code 33 "Emergency".

60. SCPO's) K. M. McMahon, N. Goswick #6095, W. Gaskill #6070 arrive used excessive force on Plaintiff
61. SCPO's) K. M. McMahon, N. Goswick #6095 and W. Gaskill #6070 use closed fist on Plaintiff face, knees, midsection with there baton when he never resisted.
62. Plaintiff was then secured and place in mechanical restraint.
63. Plaintiff was then escorted to a Facility 1 holding cell.
64. Plaintiff was then medical evaluated by R.N. Tara Andino.
65. R. N. Tara Andino notice injuries to Plaintiff right ankle, right -

Ankle, right jaw, left side of face / head.

66. R.N. Tara Andino notice Plaintiff had superficial scratch / redness / bump to left lower posterior scalp, bruise to left upper cheek and to Forehead
67. Plaintiff complain of pain.
68. R.N. Tara Andino denied Plaintiff to be fully assess due to clothes and handcuff by defendants.
69. Afterwards Plaintiff was strip search and denied medical attention.
70. On or about Oct 7, 2020 6:40 p.m. SCPD Steven Brobst Administrative -



fabricated a conduct report on Plaintiff for violations of NJAC 10A:4-4.1(a) - Prohibited Acts  
• 002 - assaulting any person and  
• 708 - Refusal to submit to a search.

71. On or about October 7, 2020 6:06p.m. P.N. Tera Andino learn that there wasn't any surveillance footage of Facility 1 House 2 Foster Area or video camera located in that area where excessive force took place on Plaintiff AND/OR S.I.D. Ronald Tolbolski
72. On or about October 8, 2020 Investigator Ronald Tolbolski #276 place Senior Correctional Police S. Brobst ON Administrative Investigation
73. SCPO S. Brobst decline his union rep. on NOV 23, 2020 at 12:52p.m.

74. On or about October 9, 2020 Investigator David Goffredi '285 conducted a video recorded interview on Plaintiff

75. Plaintiff was advise of his miranda rights.

Plaintiff explain about his extra duty.

76. Plaintiff reported his previously housing assignment.

77. Plaintiff then inform while doing his extra duty, was inform by SPO K. McMahon to do something.

78. Plaintiff didnt hear him.

79. SPO K. McMahon then ordered him against the wall.  
30.

80. Plaintiff was then brought to D Bldg. restrictive housing unit.
81. Plaintiff then was sanctioned, release from D Bldg. and housed on I-1H2R.
82. Plaintiff then Inform Investigator David Goffred #285 on October 7, 2020 at 6:00 p.m. his housing officer "Figueroa" order him to do extra duty.
83. "Figueroa" claim he didn't do his previously extra duty.
84. Plaintiff inform he thought this was odd, because extra duty on facility 1 is usually conducted between 2:30pm - 3:30p.m.
85. SCPO "Figueroa" stated SCPO McMahon wanted him to sweep and mop the

1H and 2H foyer area

86. Plaintiff did his extra duty.
87. Plaintiff observed SCPO McMahon sitting in a chair.
88. Plaintiff then encounter SCPO S. Brobst who he never seen before.
89. SCPO S. Brobst in a aggressive manner ordered Plaintiff to take the wet signs away from the door.
90. SCPO S. Brobst then ask Plaintiff what he doing there replied "working for SCPO McMahon".
91. SCPO S. Brobst then ordered Plaintiff to the wall which he-

complied. SCPO S. Brobst inform Plaintiff he have no bussiness being over there.

92. SCPO S. Brobst then accuse Plaintiff of assault with his shoulders.

93. SCPO S. Brobst then use excessive force by sweeping Plaintiff legs and swung his body to the ground and began striking him with closed fist.

94. Plaintiff inform Investigator David Goffred # 285 not one time he assaulted SCPO S. Brobst.

95. Then SCPO K. McMahon then come over strike Plaintiff with a close fist, in his head & body multiple times

96. Plaintiff inform other SCPO(s) arrive and join in with close fist to his body and head - N. Goswick #6095 and W. Gas Kill #6070.
97. Plaintiff inform Investigator David Goffredi #285, during escort he heard white John Doe second shift (S) day Sgt. say "I'm disappointed in you all, I thought I would see more blood".
98. Plaintiff then Inform Investigator David Goffredi #285 he was then escorted to D Bldg. And strip of his clothes.
99. Plaintiff stayed naked until the third shift officer came through and gave him clothes.
100. On or about October 9, 2020 NJDOC-



Central Office S.I.D. received a telephone call from Plaintiff Atty.

101. Atty on Plaintiff stated his mother called and in form he wasn't getting proper medical attention from excessive force.
102. Plaintiff was then re-evaluated by SWSP medical.
103. R.N. Sharon Seamon evaluated Plaintiff reported the following:
104. Injuries from prior Altercation  
I'm assessed, evaluated and treated.
105. On or about October 7, 2022 Investigator DAVID Goffredi #285 tried to review camera at 6:13:14 p.m. and 6:17:08 p.m. of excessive force none was available or no cameras.

106. Capture HZ Foyer area.
107. On or about October 9, 2020 Disciplinary hearing Officer Christy Ralph issue sanctions on Plaintiff.
108. 002- Assault ANY Person - 365 Days in R. H. U.; 120 days loss of Comp time; And 10 days loss of Recreational Privileges.
109. On or about October 13, 2020 Senior Correctional Police Wilbert Gaskill #6070 on Administrative Investigative hold by Investigator Ronald Tobolski #276
110. SPO Wilbert didn't want his union representation at the time on October 29, 2020 at 2:25 p.m.

111. On or about October 13, 2020 Senior Correctional Police Kenneth McMahon #6088 on Administrative Investigative hold by Investigator Ronald Tolbolski #276
112. SCPO McMahon didn't want his union representation at the time on November 18, 2020 3:28 p.m.
113. On or about October 13, 2020 Senior Correctional Police Nicholas Goswick #198221 on Administrative Investigator hold by Investigator Ronald Tolbolski #276
114. SCPO Goswick didn't want his union representation at the time on October 14, 2020 11:40 a.m.
115. On or about October 13, 2020 Senior Correctional Police Allen Somell #6282

on Administrative Investigative  
hold by Investigator Ronald  
Tolsolski #276

116. SPO Somell didnt want his  
union representation at the  
time on October 22, 2020 9:39 a.m.

117. On or About October 13, 2020 Correctional  
Police Sgt. Chad Mueessig on  
Administrative Investigative  
hold by Investigator Ronald  
Tolsolski #276

118. CPSgt. Mueessig didnt want his  
union representation at the  
time on November 17, 2020 1:40 p.m.

119. On or ~~about~~ October 22, 2020 Correctional  
Police Sgt. Glendon Carson on  
Administrative Investigative hold  
by Investigator Ronald Tolsolski #276.

120. CP Sgt. Carson didn't want his union representation at the time on October 26, 2020 2:10 p.m.
121. On or about October 22, 2020 Senior Correctional Police Jamie Morales #4554 on Administrative Investigative hold by Investigator Ronald Tolbolski #276.
122. CP Morales didn't want his union representation at the time on October 29, 2020 3:36 p.m.
123. On or about October 22, 2020 Correctional Police Sgt. Pablo Betancourt #1975 on Administrative Investigator hold by Investigator Ronald Tolbolski #276
124. CP Sgt. Betancourt didn't want his union representation at the -



on October 26, 2020 2:48p.m.

125. On or About November 25, 2020 Investigator Ronald Tolbolski filed a fabricated criminal complaint on Plaintiff with Prosecutor ofc. (CCPO) in Cumberland County "Charles Wettstein"
126. Investigator Ronald Tolbolski never inform Cumberland Prosecutor "Charles Wettstein" there's no video of alleged assault on October 7, 2020 6:06p.m. by Plaintiff, or denied medical attention afterwards etc.
127. On November 25, 2020 Cumberland County Prosecutor "Charles Wettstein" Advised Plaintiff he will Authorized charges for third-degree Assault on a Law Enforce-



ment on MAY 3, 2022 to answer charges.

128. On or about December 1, 2020 New Jersey State Police (NJSP) Allison Gosley finger printed Plaintiff
129. On or about December 3, 2020 Plaintiff was charged by Cumberland Prosecutor Charles Wettstein and scheduled MAY 3, 2022 for fabricated charges of 2C:12-1B (5)(H) - Aggravated Assault on a Law Enforcement Officer .... Third Degree in Cumberland County.
130. IV. Injuries
131. If you sustained injuries related to the events alleged Above, describe them and state medical treatment if any you required and received.

132. Plaintiff sustained injuries by S.W.S.P. S.P.C.O's G. Corson, S. Brabst, W. Gaskill, K. McMahon, M. VanKline, N. Goswick, A. Sorrell and J. Morales to his face, head, body with open fist, baton, denied medical attention Afterwards - "Proper", mental health service, and charge of a outside case fabricated by S.I.D. Donald Tolbolski in Cumberland County.

133. V. Relief:

134. Wherefore, Plaintiff respectfully prays that this court enter judgement granting Plaintiff:

135. A declaration that the acts and omissions described herein violated Plaintiff's rights under the Constitution and laws of the United States.

136. Compensator damages in the amount of \$500,000.00 Against each defendant, jointly and severally.
137. Punitive damages in the amount of \$500,000.00 Against each defendant.
138. A jury trial on all issues triable by jury.
139. Plaintiff cost in this suit
140. Any additional relief this court deem just, proper and equitable.
141. I declare under penalty of perjury that the foregoing is true and correct day 16<sup>th</sup> of May 2022

Signature of Plaintiff  
Mailing Address: East Jersey State  
Prison 100 Wood Bridge Rd Lock B46

R Bayway, NJ 07065  
Telephone number

Signature of Plaintiff  
Anthony Fontanez

RECEIVED

MAY 20 2022

AT 8:30 \_\_\_\_\_ M  
WILLIAM T. WALSH, CLERK

/s/ Anthony Fontanez